

DEPARTMENT OF INDUSTRIAL RELATIONS

EXPLANATION OF PROPOSED CHANGES IN APPENDIX TO CONFLICT OF INTEREST CODE – 8 CCR 17000

**Revisions of Disclosure Categories:**

CATEGORY 1 [Highest level of disclosure for Director, Division Chiefs, Commission and Board members, and Senior Executives]: *No Change.*

CATEGORY 2 [Second highest level of disclosure (interests other than real property) for Director for other senior staff and Director's Legal office]: *No Change.*

CATEGORY 3 [Disclosures for Accounting Administrators and certain Staff Services Managers and Program Analysts]: *No Change.*

CATEGORY 4 [Disclosures for designated positions in Information Systems]: *No Change.*

CATEGORY 5 [Disclosures for designated positions in Division of Workers' Compensation]: *No Change.*

CATEGORY 6 [Disclosures for designated positions in Industrial Medical Council]: *Existing category will be eliminated due to the elimination of the Industrial Medical Council. Former IMC positions that were moved into the Division of Workers' Compensation are being redesignated for Category 5 disclosures.*

CATEGORY 7 [Disclosures for designated positions in Division of Labor Standards Enforcement]: *To be renumbered as Category 6. No change in text.*

CATEGORY 8 [Disclosures for designated positions in Self Insurance Plans]: *To be renumbered as Category 7. No change in text.*

CATEGORY 9 [Disclosures for designated positions in Division of Occupational Health and Safety, Occupational Health and Safety Appeals Board, and Occupational Health and Safety Standards Board]: *To be renumbered as Category 8. No change in text.*

CATEGORY 10 [Disclosures for certain safety engineer positions in Division of Occupational Health and Safety and Occupational Health and Safety Standards Board]: *Existing category to be eliminated due to lack of justification for separate disclosure category for these particular positions. Positions have been redesignated for disclosures applicable to other positions within the same division and board (old Category 9, which is being renumbered as Category 8).*

CATEGORY 11 [Disclosures for designated positions in State Mediation and Conciliation Service]: *To be renumbered as Category 9. No change in text.*

CATEGORY 12 [Disclosures for designated positions in California Apprenticeship Council and Division of Apprenticeship Standards]: *To be renumbered as Category 10. No change in text.*

**Revisions to existing list of positions [organized alphabetically department-wide by classification]:**

Division/Unit	Classification	Category	Change / Reason
Div. of Administration	Accounting Administrator (all levels)	3	
Div. of Workers' Compensation	Administrative Director	1	
Div. of Workers' Compensation	Area Supervisor Rehabilitation Unit	5	
Div. of Apprenticeship Standards	Area Administrator	<del>4</del> 10	# of Disclosure Category
Div. of Occupational Safety & Health	Area Manager Cal/OSHA Consultation	<del>9</del> 8	# of Disclosure Category
Div. of Labor Standards Enforcement	Assistant Chief Counsel	1	
Office of the Director – Legal Unit	Assistant Chief Counsel	1	
Div. of Labor Standards Enforcement	Assistant Chief	1	
<del>Office of the Director</del>	<del>Assistant Director</del>	<del>4</del>	Position not in use
Div. of Administration	Associate Governmental Program Analyst	2	
Div. of Workers' Compensation	Associate Governmental Program Analyst	3	
Office of the Director	Associate Governmental Program Analyst	2	
Workers' Compensation Appeals Board	Associate Governmental Program Analyst	3	
Information Systems	Associate Governmental Program Analyst	4	
<del>Industrial Medical Council</del>	<del>Associate Medical Director</del>	<del>6</del>	Council eliminated
<del>Div. of Workers' Compensation</del>	<del>Associate Medical Director</del>	<del>5</del>	Reorganization (former IMC)
Div. of Workers' Compensation	<del>Bureau Chief – Rehabilitation</del> Chief, Rehabilitation Bureau	5	Title Revision
Div. of Apprenticeship Standards	CEA I (all levels)	<del>4</del> 10	Clarification and # of Disclosure Category
Occupational Safety & Health	CEA I (all levels)	<del>9</del> 8	Clarification and # of Disclosure Category

Div. of Workers' Compensation	CEA <del>2</del> (all levels)	5	Clarification
Div. of Occupational Safety & Health	CEA <del>2</del> (all levels) Program Manager - Consultation	<del>9</del> 8	Clarification and # of Disclosure Category
Occup. Safety & Health Appeals Board	Chairperson	1	
Occup. Safety & Health Standards Board	Chairperson	1	
Workers' Compensation Appeals Board	Chairperson	1	
Industrial Welfare Commission	Chairperson & Members	1	
Office of the Director - Legal	Chief Counsel - CEA	1	
<u>Div. of Workers' Compensation</u>	<u>Chief Counsel</u>	<u>5</u>	New Position with high level discretion/recommendation authority
Div. of Labor Standards Enforcement	Chief Counsel - CEA	1	
Office of the Director	Chief Deputy Director	1	
Div. of Labor Standards Enforcement	Chief ( <u>State Labor Commissioner</u> )	1	Clarification to show alternate title
Div. of Administration	Chief Division of Administration, CEA	1	
<del>Div. of Workers' Compensation</del>	<del>Chief Judge - CEA 5</del>	<del>5</del>	Title changed to Presiding Judge (see below)
Div. of Apprenticeship Standards	Chief	1	
Div. of Labor Statistics & Research	Chief	1	
Div. of Occupational Safety & Health	Chief	1	
Div. of Workers' Compensation	Chief, Legislation and Policy	5	
Div. of Workers' Compensation	Chief, Programmatic Services, <u>CEA (all levels)</u>	5	Clarification
<u>California Apprenticeship Council</u>	<u>Member</u>	<u>10</u>	Council not in existing regulations – members have high level decision-making authority
State Mediation & Conciliation Service	Conciliator	<del>4</del> 9	# of Disclosure Category
All Divisions	Consultant*	1	
<u>Div. of Workers' Compensation</u>	<u>Court Administrator</u>	<u>5</u>	New Position with high level discretion/recommendation authority
Information Systems	Data Processing Manager I, II and III	4	
Information Systems	Data Processing Manager IV	1	
Workers' Compensation Appeals Board	Deputy CEA <del>5</del> (all levels)	5	Clarification
Div. of Workers' Compensation	Deputy Administrative Director	5	
Div. of Labor Standards Enforcement	Deputy Chief Labor Commissioner, CEA	1	
Div. of Apprenticeship Standards	Deputy Chief	<del>4</del> 10	# of Disclosure Category
Div. of Labor Statistics & Research	Deputy Chief, CEA 4	1	Clarification

\* Consultants are included in the list of designated employees and shall disclose pursuant to the broadest disclosure category in the code subject to the following limitations: The director may determine in writing that a particular consultant, although a "designated position," is hired to perform a range of duties that is limited in scope and thus is not required to comply fully with the disclosure requirements described in this section. Such determination shall include a description of the consultant's duties and based upon that description, a statement of the extent of disclosure requirements. The director's determination is a public record and shall be retained for public inspection in the same manner and location as this conflict of interest code.

Div. of Occupational Safety & Health	Deputy Chief, Health	<u>9 8</u>	# of Disclosure Category
Div. of Occupational Safety & Health	Deputy Chief, Safety	<u>9 8</u>	# of Disclosure Category
Office of the Director	Deputy Director	1	
Div. of Occupational Safety & Health	Deputy Director of Management Relations	<u>9 8</u>	# of Disclosure Category
Div. of Labor Standards Enforcement	Deputy Labor Commissioner (all levels)	<u>7 6</u>	# of Disclosure Category
Office of the Director	Director	1	
Office of the Director	Director of Communications	<u>1</u>	Position not in existing regulations – high level discretion/recommendation authority
Div. of Occupational Safety & Health	District Manager	<u>9 8</u>	# of Disclosure Category
<del>Industrial Medical Council</del>	<del>Executive Medical Director</del>	6	Council eliminated
Div. of Workers' Compensation	Executive Medical Director	<u>5</u>	Reorganization (former IMC)
Commission on Health and Safety and Workers' Compensation [CHSWC]	Executive Officer	2	
Industrial Welfare Commission	Executive Officer	1	
Occup. Safety & Health Appeals Board	Executive Officer	1	
Occup. Safety & Health Standards Board	Executive Officer	1	
Div. of Workers' Compensation	Health Education Consultant III	5	
Occup. Safety & Health Appeals Board	Hearing Officer <del>I and II</del> (all levels)	<u>9 8</u>	Clarification and # of Disclosure Category
Office of the Director - Legal	Industrial Relations Counsel (all levels)	<u>+ 2</u>	Change in Disclosure Category
Div. of Workers' Compensation	Industrial Relations Counsel (all levels)	5	
Workers' Compensation Appeals Board	Industrial Relations Counsel (all levels)	5	
Div. of Labor Standards Enforcement	Industrial Relations Counsel (all levels)	<u>7 6</u>	# of Disclosure Category
Div. of Occupational Safety & Health	Industrial Relations Counsel (all levels)	<u>9 8</u>	# of Disclosure Category
Occup. Safety & Health Appeals Board	Industrial Relations Counsel (all levels)	<u>9 8</u>	# of Disclosure Category
Occup. Safety & Health Standards Board	Industrial Relations Counsel (all levels)	<u>9 8</u>	# of Disclosure Category
<del>Industrial Medical Council</del>	<del>Industrial Relations Counsel and Legal Counsel (all levels)</del>	6	Council eliminated
Div. of Labor Standards Enforcement	Labor Standards Investigator	<u>7 6</u>	# of Disclosure Category
Office of the Director - Legal	Legal Counsel	<u>+ 2</u>	Change in Disclosure Category
Div. of Workers' Compensation	Legal Counsel	5	
Div. of Labor Standards Enforcement	Legal Counsel	<u>7 6</u>	# of Disclosure Category
Office of the Director	Legislative Director	<u>1</u>	New position with high level discretion/recommendation authority
Commission on Health and Safety and Workers' Compensation [CHSWC]	Member	1	
Workers' Compensation Appeals Board	Member	1	
<del>Industrial Medical Council</del>	<del>Member, Industrial Medical Council</del>	4	Council Eliminated
Occup. Safety & Health Appeals Board	Member	1	
Occup. Safety & Health Standards Board	Member	1	

Div. of Occupational Safety & Health	Nurse Consultant III	<del>9</del> 8	# of Disclosure Category
State Mediation & Conciliation Service	Presiding Conciliator	<del>11</del> 9	# of Disclosure Category
Div. of Workers' Compensation	Presiding Workers' Compensation Judge	5	
Occup. Safety & Health Standards Board	Principal Safety Engineer – Construction	<del>10</del> 8	# of Disclosure Category
Div. of Occupational Safety & Health	Principal Safety Engineer - Industrial	9 8	# of Disclosure Category
Occup. Safety & Health Standards Board	Principal Safety Engineer – Industrial	<del>10</del> 8	# of Disclosure Category
Div. of Occupational Safety & Health	Program Manager, Consultation, CEA	9 8	# of Disclosure Category
Div. of Occupational Safety & Health	Program Manager, Engineering Services, CEA	9 8	# of Disclosure Category
Div. of Occupational Safety & Health	Public Health Medical Officer III	9 8	# of Disclosure Category
Div. of Occupational Safety & Health	Regional Manager	9 8	# of Disclosure Category
Div. of Workers' Compensation	Regional Manager, Claims Adjudication	5	
Div. of Occupational Safety & Health	Research Manager	9 8	# of Disclosure Category
Div. of Labor Statistics & Research	Research Manager <del>I and H</del> (all levels)	1	Clarification
Commission on Health and Safety and Workers' Compensation [CHSWC]	Research Program Specialist (all levels)	2	
<u>Div. of Workers Compensation</u>	<u>Research Program Specialist (all levels)</u>	<u>5</u>	Position not in existing regulations – high level discretion/recommendation authority
Div. of Labor Statistics & Research	Research Program Specialist (all levels)	2	
Div. of Workers' Compensation	Research Scientist	5	
Div. of Apprenticeship Standards	Senior Apprenticeship Consultant	<del>12</del> 10	# of Disclosure Category
Div. of Occupational Safety & Health	Senior Industrial Hygienist	9 8	# of Disclosure Category
Occup. Safety & Health Standards Board	Senior Industrial Hygienist	9 8	# of Disclosure Category
Div. of Occupational Safety & Health	Senior Safety Engineer – Industrial	<del>10</del> 8	# of Disclosure Category
Div. of Occupational Safety & Health	Senior Special Investigator	9 8	# of Disclosure Category
<u>Div. of Workers' Compensation</u>	<u>Special Assistant to the Administrative Director</u>	<u>5</u>	New position with high level decision/recommendation authority
Office of the Director	Special Assistant to the Director	1	
Self Insurance Plans	Special Assistant to the Director	<del>8</del> 7	# of Disclosure Category
<u>Div. of Labor Standards Enforcement</u>	<u>Special Assistant to the Labor Commissioner</u>	<u>6</u>	New position with high level discretion/recommendation authority
Div. of Occupational Safety & Health	Special Investigator	9 8	# of Disclosure Category
Div. of Labor Standards Enforcement	Special Investigator (all levels)	<del>7</del> 6	# of Disclosure Category
<u>Office of the Director – Legal</u>	<u>Special Investigator (all levels)</u>	<u>2</u>	Position not in existing regulations – high level discretion/recommendation authority
<del>Industrial Medical Council</del> <u>Div. of Workers Compensations</u>	Sr. Special Investigator	<del>6</del> 5	Council eliminated; position now in Division of Workers Compensation
Div. of Workers' Compensation	Sr. Workers' Comp. Compliance Officer	5	
Div. of Administration – Business Mgmt	Staff Services Manager (all levels)	2	

Div. of Administration – Return to Work	Staff Services Manager (all levels)	3	
Div. of Apprenticeship Standards	Staff Services Manager (all levels)	2	
<u>Div. of Workers' Compensation</u>	<u>Staff Services Manager (all levels)</u>	<u>5</u>	New position with high level discretion/recommendation authority
<u>Div. of Labor Standards Enforcement</u>	<u>Staff Services Manager (all levels)</u>	<u>6</u>	New position with high level discretion/recommendation authority
Occupational Safety & Health	Staff Services Manager (all levels)	<del>9</del> 8	# of Disclosure Category
OSH Standards Board	Staff Services Manager I	<del>9</del> 8	# of Disclosure Category
Div. of Administration	Staff Services Manager II	2	
Div. of Administration	Staff Services Manager III	2	
Self Insurance Plans	Supervising Workers' Compensation Compliance Officer	<del>8</del> 7	# of Disclosure Category
Div. of Workers' Compensation	Supervising Workers' Compensation Compliance Officer	5	
Occupational Safety & Health	Supervising Industrial Hygienist	<del>9</del> 8	# of Disclosure Category
Office of the Director – Legal Unit	<del>Supervising Workers' Comp. Consultant</del> Special Investigator	<del>4</del> 2	Change in title and Disclosure Category
Div. of Occupational Safety & Health	Supervising Special Investigator	<del>9</del> 8	# of Disclosure Category
Div. of Workers' Compensation	Supervising Workers' Compensation Compliance Officer	5	
Div. of Workers' Compensation	Supervising Workers' Compensation Consultant	5	
State Mediation & Conciliation Service	Supervisor of Conciliation, CEA [ <u>Chief</u> ]	1	Clarification showing alternate title
Div. of Workers' Compensation	Workers' Compensation Compliance Manager	5	
Div. of Workers' Compensation	Workers' Compensation Compliance Officer ( <u>all levels</u> )	5	Clarification
Div. of Workers' Compensation	Workers' Compensation Consultant--Collection Unit	5	
Div. of Workers' Compensation	Workers' Compensation Rehabilitation Consultant	5	
Self Insurance Plans	Workers' Compensation Compliance Manager	<del>8</del> 7	# of Disclosure Category
Self Insurance Plans	Workers' Compensation Compliance Officer ( <u>all levels</u> )	<del>8</del> 7	Clarification and # of Disclosure Category
Div. of Workers' Compensation	Workers' Compensation Judge	5	
Div. of Workers' Compensation	Workers' Compensation Manager	5	
<del>Industrial Medical Council</del>	<del>Workers' Compensation Manager</del>	<del>6</del>	Council eliminated